



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/828,384	04/19/2004	Jeffrey Clark Wicks	2095/US/2

CONFIRMATION NO.

4818

DORSEY & WHITNEY, LLP  
INTELLECTUAL PROPERTY DEPARTMENT  
370 SEVENTEENTH STREET  
SUITE 4700  
DENVER CO 80202-5647

Date Mailed: October 20, 2004

**Decision Dismissing Petition under 37 CFR 1.138(c)**  
*The declaration of express abandonment will not be recognized*

This is in response to the petition under 37 CFR 1.138(c) filed on October 20, 2004, for express abandonment to avoid publication of the above-identified application.

The petition is dismissed.

The express abandonment will **not** be recognized for the reason(s) indicated below:

- ☒ The petition under 37 CFR 1.138(c) was not filed in sufficient time to permit the appropriate officials to recognize the abandonment and remove the application from the publication process.
- ☐ The petition was not signed by a party authorized by 37 CFR 1.33(b)(1), (3) or (4).
- ☐ The Application was published on March 25, 2004, in compliance with 35 U.S.C. 122(b), the publication number is US20040057566A1, and it is available on the USPTO web site at <http://www.uspto.gov/patft/index.html>.

The application **has/will be published** as scheduled.

Telephone inquiries should be directed Office of Patent Publication, Pre-Grant Publication Division, 703-605-4283.

  
Barbara J. Debnam  
Office of Patent Publication  
Pre-Grant Publication Division